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**RESPONSE UNDER 37 C.F.R. § 1.116
EXPEDITED PROCEDURE
GROUP 3654
PATENT APPLICATION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q76015

Kazuo HIRAGUCHI

Appln. No.: 10/601,768

Group Art Unit: 3654

Confirmation No.: 7324

Examiner: John M. JILLIONS

Filed: June 24, 2003

For: RECORDING TAPE CARTRIDGE

RESPONSE UNDER 37 C.F.R. § 1.116

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated April 18, 2005, please consider the remarks as submitted herewith on the accompanying pages.

REMARKS

Although no prior art rejections have been made, the Examiner has provisionally rejected claims 1-9, 11, 15 and 16 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Fuji Photo Film Co., Ltd.'s co-pending Application Nos. 10/465,610, 10/465,627 and 10/667,365.

To overcome the provisional obviousness-type double patenting rejection, and as the path of least resistance, Applicant submits herewith a suitable Terminal Disclaimer. The filing of a